



**ABSENTEE BALLOTS:** Mrs. Dwight D. Eisenhower Monday mailed absentee ballots at Walter Reed Army Hospital for herself and her husband. Former President Eisenhower is recuperating at the Washington, D.C. hospital from a heart attack. With the former first lady is Mrs. Delores Moaney, an employee of the Eisenhowers, who also mailed her ballot. The ballots were mailed to Gettysburg, Pa., residence of the Eisenhowers. (AP Wirephoto)

## McCarthy Hints He May Quit Party

### Backs Hubert But--

WASHINGTON (AP) — Sen. Eugene J. McCarthy, D-Minn., announced today he will vote for Hubert H. Humphrey for president but indicated that he plans to leave the Democratic party.

McCarthy recommended in a statement that those who supported his unsuccessful effort to win the Democratic presidential nomination follow him in voting for Humphrey against GOP nominee Richard M. Nixon.

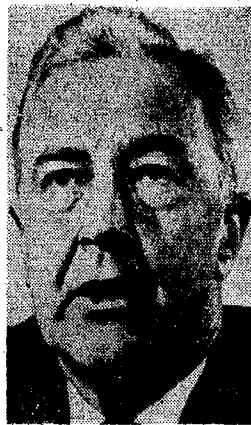
In order to make it clear that this endorsement is in no way intended to reinstate me in the good graces of the Democratic party leaders nor in any way to suggest my having forgotten or condoned the things that happened both before Chicago and at Chicago, I announce at this time that I will not be a candidate of my party for re-election to the Senate from the state of Minnesota in 1970. Nor will I seek the presidential nomination of the Democratic party in 1972.

McCarthy was elected to the Senate on a Democratic-Farmer Labor ticket. Presumably he could seek re-election as a Farmer-Labor candidate, if he

chose to do so.

**VARIOUS POSSIBILITIES**

His assertion that he would not seek the Democratic nomination in 1972 left open the possibilities that he might decide not to run at all or that he would seek a third party nomination. McCarthy, the Minnesota



SEN. EUGENE MCCARTHY

## Death Ends Long Career Of Brucker

Ex-Army Chief,  
Michigan Governor

DETROIT (AP) — Wilber M. Brucker, Secretary of the Army under President Dwight D. Eisenhower and a former governor of Michigan, died Monday of an apparent heart attack. He was 74.

Brucker, a lawyer and long-time Republican stalwart, collapsed after attending an Economic Club of Detroit luncheon at which a panel discussion of the upcoming presidential election had been a highlight.

A Fire Department rescue squad was called to Veterans Memorial Building after friends reported Brucker having difficulty breathing. He died at 2:22 p.m. in Harper Hospital emergency room.

Brucker's secretary said he had not been well since last December. He was not a member of the Economic Club panel, which included Editor Martin Hayden of the Detroit News and Publisher Ralph McGill of the Atlanta Constitution, among others.

**HALTED VIOLENCE**

As Army chief under Eisenhower, it was Brucker who had the responsibility for halting racial violence with federalized National Guardsmen in the inte-



WILBER M. BRUCKER

gration of schools in Little Rock, Ark.

Republican son of a Democratic congressman, Brucker became attorney general of Michigan at 34 and was elected governor less than three years later, in 1930. He became known as "the Boy Governor."

Brucker had a courtly bearing, a fair for old-fashioned oratory and a politician's memory for names. Pink-cheeked and balding, his appearance was somewhat cherubic.

A 42nd "Rainbow" Division veteran of World War I, Brucker

Democrat who was defeated for the 1968 Democratic nomination by Humphrey, in announcing that he would vote for Humphrey Nov. 5 urged that "those who have waited for this statement not to run at all or that he would seek a third party nomination. McCarthy, the Minnesota

He also said, however, that Humphrey's position on key issues "falls short of what I think it should be."

And he made clear he still holds bitter memories of the Democratic nominating convention in Chicago.

He said that he was announcing his own plans to make it clear his endorsement "is in no way intended to reinstate me in the good graces of the Democratic party leaders nor in any way to suggest my having forgotten or condoned the things that happened both before Chicago and at Chicago."

**BETTER THAN NIXON**

While not giving Humphrey unreserved praise, McCarthy pointed out that "the choice, however, is between Vice President Hubert Humphrey and Richard M. Nixon."

He said his endorsement of Humphrey was based on these considerations:

—On the basis of what he has stood for in the past and what he has said about domestic problems in this campaign, "Hubert Humphrey has shown a better understanding of our domestic needs and a stronger will to act than has been shown by Richard Nixon."

—With Hubert Humphrey as president, the possibility of scaling down the arms race and reducing military tensions in the world would be greater than it would be with Richard Nixon as president of the United States."

McCarthy also said that Humphrey's position on reform of the political processes within the Democratic party, which McCarthy had urged throughout his campaign, fell short "of what I think it should be."

The senator said that many, if not most, of his supporters, had already decided how to vote, but he was announcing his own intentions for those waiting for his decision.

## HALLOWEEN NIGHT

### Mayors Ask Help Of Ghosts, Goblins

Twin City mayors asked last night that trick-or-treating on Halloween Thursday be conducted between 6 and 8:30 p. m. Mayors Wilbert Smith, Benton Harbor, and W. H. Ehrenberg, St. Joseph, asked residents to turn on their porch lights to welcome little goblins and ghosts. They also requested parents to check on the whereabouts of their children and urged that youngsters trick-or-treat in their own neighborhoods for safety's sake.

## Hartford, Lawrence To Merge?

School Vote May Come In December

HARTFORD — Residents of the Hartford and Lawrence school districts may vote as early as December on whether to merge the two districts.

The Hartford board of education last night accepted recommendations by a merger study committee and authorized Supt. Gary Waterkamp to have a Lansing legal firm draft a resolution calling the election.

The Lawrence board of education is expected to authorize its superintendent Wesley Harding to join in the preparation effort.

Present at the Hartford session last night were representatives of the merger committee from Hartford and Lawrence and several members of the Lawrence board of education.

Supt. Waterkamp said today he understands that an election could be held as early as December, since it would meet requirements by falling more than 30 days after the closest election, next Tuesday.

Recommendations by the study committee call for use of elementary buildings in both districts for their local students, without change.

Plans also call for the use of one high school and one junior high school to serve the enlarged district.

**ONE HIGH SCHOOL**

Committee members indicated that the existing high school in one district could serve as a high school for both. The high school that would be vacated by senior high students would serve as the junior high for the entire district. No decision was reached on whether the high school would be in Hartford or Lawrence.

The two districts are centered in towns only six miles apart. The Hartford district now has 1,578 students, while Lawrence has 824. Hartford schools now operate on a budget of \$770,521, while the Lawrence district budget is \$429,991.

Total valuation of the new district would be about \$25 million, including \$17 million for the current Hartford district and \$8 million for Lawrence.

It was reported that the Hartford district now has a bonded indebtedness of \$2.1 million, compared to \$1.5 million for Lawrence.

**BEGINNING OF TALKS**

Discussions concerning a possible merger began in fall of 1966, with a merger study committee, made up of representatives of both districts.

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## Circuit Court



JULIAN E. HUGHES  
'Outstanding'



RONALD H. LANGE  
'Highly qualified'

## Fifth District Court



JOHN IWANUK  
'Outstanding'



PAUL POLLARD  
'Highly Qualified'



LEE BOOTHBY  
'Qualified'



ANGELA MOHAR  
'Not qualified'

## Light Vote At LMC For Nixon

A presidential straw vote that drew only a very light response from Lake Michigan college students and faculty gave a slight edge to GOP Candidate Richard Nixon.

Nixon was accorded 27 votes and Humphrey got 21.

George Wallace with 6 votes placed behind Pat Paulsen, television comic who has been conducting a mock campaign.

The lightly-voted poll was conducted by the Lake Michigan Journal, college newspaper. Over 1,200 fulltime students and faculty members were eligible to vote, according to Editor-in-Chief Steve Czuhajewski.



JOHN T. HAMMOND  
'Not qualified'

## LBJ Plans To Teach At College

HOUSTON (AP) — President Lyndon B. Johnson, a school teacher before turning to politics, will conduct several seminars at Rice University after his term in office expires in January.

Johnson has accepted an invitation to speak at the Houston school sometime in the spring. Dr. Joseph Cooper, head of Rice's political science department, said Monday that Johnson probably will discuss American politics.

## Duck Hunter's Body Recovered

SAGINAW (AP)—The body of Kenneth Kreig, 18, of Pontiac, was found Monday in about 12 feet of water in Saginaw Bay. Kreig and two companions, Michael Weakland and Edward Lowen, were reported missing Friday morning while on a duck-hunting trip. Their overturned boat was found about 100 feet from where Kreig's body was discovered. Bodies of the other boys have not been found.

## For Berrien Judicial Posts

### County's Lawyers Drop Bombshell With First Evaluation Of Kind

By JERRY KRIEGER  
County-Farm Editor

The Berrien County Bar association dropped a bombshell into the election race for district judges in the new Fifth district lower court today with a "Not Qualified" rating for two candidates, including Prosecutor John Hammond.

Hammond and Miss Angela Mohar, a Benton Harbor woman attorney, were given "Not Qualified" ratings as result of a poll conducted among members of the county bar group.

Hammond, who has served Berrien county as prosecuting attorney for the past four years, was considered by observers as one of the front runners among five candidates for three seats in the Fifth district. It embraces all of Berrien county except the Cities of St. Joseph and Benton Harbor.

**ALL OTHERS 'QUALIFIED'**

All other candidates for the Fifth and Sixth district lower courts and for the new third circuit judgeship in the county won ratings of "Qualified" or higher.

Ratings given as result of the poll were as follows:

Third circuit judge—Julian E. Hughes, "Outstanding"; Ronald H. Lange, "Highly Qualified";

Fifth district court—John Iwanuk, Niles, "Outstanding"; Paul Pollard, Berrien Springs, "Highly Qualified"; Lee Boothby, Niles, "Qualified"; and John T. Hammond, St. Joseph township, and Miss Angela Mohar, Coloma, "Not Qualified";

Sixth district court—Harry A. Laity, Benton Harbor, "Outstanding"; Quentin R. Fulcher, "Highly Qualified";

Results of the poll were announced this morning by Attorneys Paul Taglia of St. Joseph and William Lagoni of Bridgman, co-chairman of the polling project. Purpose of the poll is to offer voters a suggested guide in their selection of judicial candidates at the polls.

Plans of the bar association to rate candidates for judicial posts in the county were started earlier this year. Questionnaires were sent to the more than 100 members about six weeks ago, asking them to rate the candidates on the basis of professional qualifications for the office sought.

Ninety-four ballots were returned, but 12 of them were spoiled. The opinions of 82 lawyers went into the ratings announced today. Returns of the poll were tabulated by the St. Joseph accounting firm of Kovtan and Maki.

Candidates had to average a numerical rating of at least 80 to win a qualified rating, 90 points for highly qualified and 95 for outstanding.

The questions on which the association members rated the candidates, with relative numerical weight, were:

1. Has he adequate legal ability? (20 points).

2. Has he adequate legal experience? (10 points).

3. Is he courteous and considerate? (5 points).

4. Would he be deliberate and fair-minded in reaching his conclusion? (15 points).

5. Would he be industrious and prompt in the performance of judicial duties? (10 points).

6. Have you confidence in his integrity and moral courage? (30 points).

7. Has he refrained or would he refrain from engaging in activities which would tend to interfere with his usefulness as a judge? (10 points).

No breakdown was given as to the point average scored by any of the candidates.

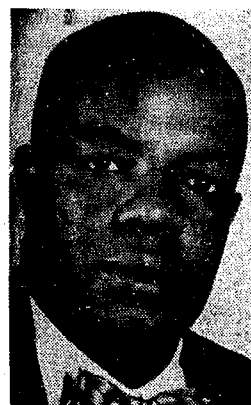
**BOOTHBY DROPS OUT**

The field of five candidates for the seats in the new Fifth district lower court was effectively cut to four over the past

## 4th District Court



HARRY A. LAITY  
'Outstanding'



QUENTIN R. FULCHER  
'Highly qualified'

weekend when Attorney Boothby announced his withdrawal as an active candidate. His name, however, will remain on the ballot Nov. 5 because his withdrawal was too late for the name to be dropped.

In announcing the poll results, the association declared the ratings "apply only to the individual candidate's qualifications as related to the particular office the candidate is seeking."

It added: "These designations are in no way intended to reflect or apply to the candidate's present status."

## Gun Injures Hunter

PAW PAW—Allen P. Hassler, 16, route 2, Paw Paw, is reported in good condition at Kalamazoo Borgess hospital where he is receiving treatment of a gunshot wound in the back of the right leg, according to Van Buren sheriff's deputies.

Officers said Allen was hunting with his brother, Ernie Hassler, Jr., 15, about 2 p.m. Sunday, when the .410 gauge shotgun carried by Ernie apparently went off. The charge struck Allen in the leg.

Police said Allen would probably be kept in the hospital for treatment for several days.





## NEW HOLIDAY INN LAUNCHED AT ST. JOSEPH

### SJ Wants To Halt Flooding

#### New Drain Being Sought On Problem At S. State-Hilltop

Members of the St. Joseph city commission want to eliminate the flooding of the South State street-Hilltop road intersection during periods of heavy rainfall.

The commission last night authorized Mayor W.H. Ehrenberg to sign a petition from the city to the Berrien County Drain Commissioner asking for a new storm sewer which would eliminate the flooding.

City Manager L.L. Hill said the proposed 30 inch Anderson and Smith storm sewer would run from Hilltop road at the termination of South State street to Hickory Creek in about the same location as the present smaller sewer now lies.

#### KNEE-DEEP

Hill said the present drainage problem has resulted in water knee-deep at the intersection during heavy rain. He said the city would work with the county drain commissioner in installing the sewer which will cost an estimated \$20,000.

The city manager said the area to be drained is partly in the city and partly in St. Joseph township. Hill added that the city would provide the men and equipment for the installation, which he hopes would cover the major portion of the city's share of the cost. He added the county in turn would provide the pipe for the sewer.

Hill said the exact cost of the city's share can not be determined until the exact drainage district has been established by the county drain commissioner.

City commissioner William Hill said the new storm sewer is certainly necessary and then made the motion to approve the petition.

In other business, the commission approved change order number four on the sea wall (soil erosion control) under the urban renewal program. The change order provides for the construction of an approach or roadway from the existing pavement of State street at the foot of hill near Vine street to the recently constructed ramp on the Morrison channel. Cost of the project will be \$3,500. Included in the approach construction will be sheeting on each side of the roadway.

When the approach is completed the ramp will be used by city trucks to dump snow into the river. City Manager Hill said the city's share of the cost of the approach and ramp will pay for itself within two or three years. Hill said use of the ramp will save the city time and mileage for the elimination of plowed snow.

Mayor Ehrenberg referring to the death Monday of Dr. Paul Hanna, said, "the city has lost a fine citizen." The mayor said Dr. Hanna was "a fine civic worker, a fine family doctor and a fine city worker." He said a formal resolution would be presented next week commending Dr. Hanna.

Mayor Ehrenberg also said of the groundbreaking ceremonies held Monday morning for the new Holiday Inn motel in St. Joseph, "St. Joseph is on the way up and we are happy to have the new motel."

The commission approved for payment bills and payrolls totaling \$74,123.29.

### Locked Car Is Stolen In St. Joe

A 1964 Chevrolet with approximately \$200 worth of clothing and dishes in the trunk was stolen yesterday, the owner, Jayne S. Witkoske, 2704 Lake Shore drive, reported to St. Joseph police.

She said the car was parked in front of her home and had the doors locked and the key taken out of the ignition. The license number on the car was RF-4896, she said.

Also reported stolen to St. Joseph police yesterday was a radio and two blankets out of a 27-foot boat owned by Benton township Justice of the Peace Chester L. Jolley, Jr. The boat was docked at the St. Joseph River Yacht club basin, he said.

Phillip Stagleish of 1266 Lakewood street, Coloma, said a Heath kit radio was stolen out of his car while the car was parked in St. Joseph.

### OFF ST. JOE

### Reports Of Flares Spur Lake Search

The U.S. Coast Guard searched Lake Michigan waters off St. Joseph last night and early today after receiving reports of flares being ignited on the lake.

"We have no idea what we are looking for," Ronald Lesch, boatswain's mate second class and officer of the day, reported. "We only know flares were set off."

Two residents last night reported seeing six to eight flares between 6 and 9 p.m. A Coast Guard boat made a surface search of the area four to 14 miles from shore.

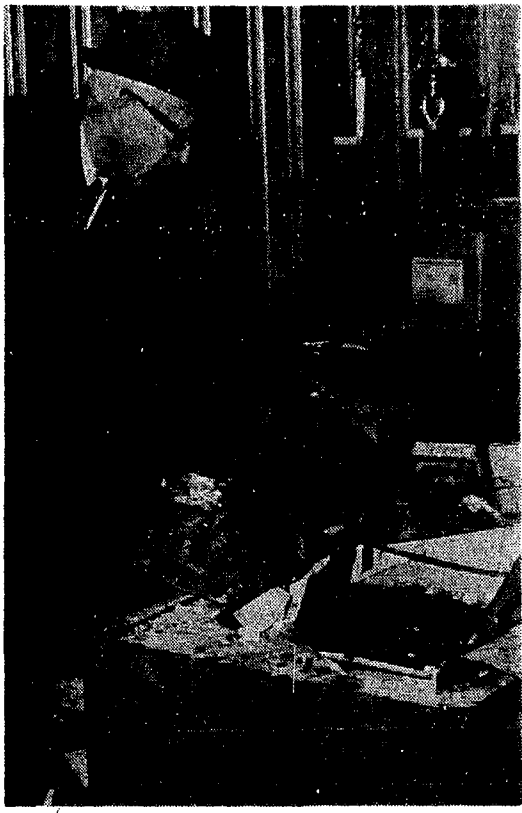
A Coast Guard airplane was also used before dawn this morning to illuminate the area with flares. The search has been off shore eight miles south of St. Joseph.

Lesch said Ross airfield reported no airplanes missing.

no Britteu

### Thief Steals Giant Pumpkin

A strong-armed thief last night made off with a 100-pound pumpkin that was intended to be a Halloween decoration at the Ronald Bunkley home, 125 South Euclid avenue, Benton township. Mrs. Bunkley, in reporting the incident to Benton township, said the pumpkin can be identified by a pepper for a nose, in addition to its large size.



**SAFE CRACKED:** T. G. Spooner, secretary-treasurer of Pyramid Oil Co., 500 Paw Paw avenue, Benton Harbor inspects damage to safe that was ripped open sometime last night. Spooner said the safe breakers managed to get approximately \$550 when a tear gas bomb inside the safe failed to detonate. The safe was dragged from a main office facing the street to a smaller office concealed from the street. Approximately 39 tires also were taken from the warehouse, Spooner said. (Staff photo)

### Could Be Completed By Summer

#### Mayor Ehrenberg Calls Project 'Valuable Asset'

Emphasizing the desire for construction speed, officials of Jan-Barb Corp. yesterday broke ground for a \$1.5 million, 156-unit, seven-story Holiday Inn in the rain.

Heavy earthmoving equipment had been moved onto the site, the city's Urban Renewal block 4, last Friday and excavation of the basement had already begun when Mrs. Michael Sisson and Ralph Borchert turned over traditional shovels full of dirt, using gold and silver plated shovels.

More than a score of government officials, stockholders and businessmen from throughout the Twin Cities area were on hand for the brief ceremony.

J. V. Burkett, president of Jan-Barb Corp. said that if the contractors, Pearson Construction Co. of Benton Harbor, get any break from the weather this winter the inn may be open for business in 10 months.

Mrs. Sisson, the former Janice Burkett, together with Janice Borchert and Barbara Burkett are the daughters of the two top officers of the Jan-Barb Corp. The firm is named by combining the first names of the three girls.

Ralph Borchert, secretary-treasurer of the corporation and manager of the Holiday Inn at I-94 and M-139, said the new Holiday Inn will include meeting rooms, a dining room, cocktail lounge, barber shop, gift shop and swimming pool. The pool will be constructed so that it can be enclosed later, Borchert said.

St. Joseph Mayor W. H. (Duke) Ehrenberg commented on Holiday Inn facilities when he said: "The plans for this operation reveal that this inn will provide not only first class accommodations for the traveler but also needed facilities for our local purposes, such as banquet and meeting rooms and services. A good deal of thought and money has been invested in this project. I feel sure it will be a valuable asset to our downtown area."

The front of the inn will face Main street. Urban Renewal Block 4 is bounded by Main, Ship, State and Port streets. Entrance to parking lots around the building will be from Ship and Port streets with two entrances off State street.

### Property Settlement

A property settlement in the summer divorce of Victoria Ann Ross from the Rev. H. Stewart Ross was filed Monday in Berrien circuit court by Judge Karl F. Zick.

Fr. Ross' estate was set by the judge at a net value of \$745,323.92, not including interests in the estate of Fr. Ross' father, the late H.E. Ross. Mrs. Ross is to receive a \$100,000 home in Benton township, \$400 a month alimony, \$600 a month child support for the couple's four children, and \$85,000 within 60 days of final judgment in the divorce.

The Rosses were married Feb. 1, 1954. Fr. Ross, rector of St. Paul's Episcopal church in St. Joseph since 1947, resigned this past summer to become domestic chaplain to The Rev. Charles E. Bennison, bishop of Western Michigan.

Four weeks later I returned to the school office at Mr. Payne's request, and worked on details necessary for the preparation of the school for the opening day. I then accepted Mr. Payne's offer that I continue on a day-to-day basis in the position until a replacement was found for the principalship. This I agreed to do.

After six weeks of working on this temporary basis I realized that because of the temporary status of my position I was not giving the school, both students and staff, the leadership it deserved and the leadership that should come from a full-time and more active administrator. I realized that my statement of last spring, that I would like to see a younger and more vigorous administration take charge with the knowledge that such a change would surely result in an improved quality of education for the students of the Benton Harbor junior high school, was true and this was the reason for my desire to finalize my resignation at this time.

I asked Mr. Payne to relieve me of my duties as of Oct. 25, 1968. This he most graciously did, and at the same time again offered me a teaching position in the system. After considering this offer most carefully I have decided to refuse it and to retire from education completely. I have no plans for my immediate future but surely hope I will not have to remain idle.

I wish to state that I have thoroughly enjoyed my work in your school system for the past 20 years. During this time I have worked with dozens of administrators, hundreds of teachers and thousands of students. I have high regard for all I have come in contact with. I have worked under the leadership of four superintendents; Mr. Sidney C. Mitchell, Mr. Mervin Bird, Mr. Albert C. Johnson, and most recently Mr. Robert W. Payne. During this same time I have worked closely with four high school principals, namely: Mr. Charles Semler, Mr. Donald Ihman, Mr. Calvin Cleveland, and currently Mr. Lionel Stacey. It has been the full cooperation received from each of these men that has made it possible for me to achieve any degree of success that I may have had.

Let me take this opportunity to comment on the future of the



**READY TO GO:** Power shovel is ready to move into operation after groundbreaking ceremony yesterday for \$1.5 million Holiday Inn on St. Joseph's Urban Renewal Block 4. Turning over the first shovels full of dirt are Mrs. Michael Sisson, and Ralph Borchert, secretary-treasurer of Jan-Barb Corp. Watching proceedings were a score of government officials and business leaders. At left is J. V. Burkett, president of Jan-Barb Corp., St. Joseph Mayor W. H. (Duke) Ehrenberg, Warren Lake, Patrick J. McMullen and Tom Jennaro, stockholders. Inn of 156 units may be finished in 10 months. (Staff photo)

## Henning Sees Bright Future For BH System

### Urges Support Of Citizens

Keith M. Henning, who retired last Friday as Benton Harbor junior high principal, expresses his regard for the many administrators, teachers and students with whom he worked during 20 years as principal.

In the following letter, Henning also calls on district residents to support the school system and provide staff and students with adequate working conditions.

Text of the letter: After 40 years in the teaching profession, 20 of these years serving as principal of the Benton Harbor junior high school, I, Keith M. Henning, decided at the end of the 1967-68 school year that I would resign my position as principal on June 30, 1968. Mr. Robert W. Payne, acting superintendent, accepted my resignation and offered to place me in a teaching position for which I would be qualified and interested. Nothing was finalized at that time.

Four weeks later I returned to the school office at Mr. Payne's request, and worked on details necessary for the preparation of the school for the opening day. I then accepted Mr. Payne's offer that I continue on a day-to-day basis in the position until a replacement was found for the principalship. This I agreed to do.

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KEITH M. HENNING

## BH Commission Votes To Raze 3 Structures

### Two Others Face Axe

The Benton Harbor city commission last night voted to condemn three substandard buildings but offered temporary reprieves to two others.

Voted to be razed after public hearings were a house at 349 Miller street owned by Eddie White; a house at 287 Ross street owned by Arnella Moore and Ruby Reed of route 1, Box 168, Benton Harbor; and a garage at 675 Buss avenue, owned by Richard and Mary Lawrick of route 4, Box 669A and Leo Magee of Baldwin.

The commission decided not to take bids on Lawrick's garage in order to allow him to

### UCF Goal Exceeded By Women

#### But Overall Drive Still Far Short

The Women's division has become the second United Community Fund campaign unit to reach its goal.

Mrs. Charles Reinbolt, chairman of the division, reported yesterday that Women's pledges now total \$13,022, just \$22 over the goal of \$13,000. Jack Wooldridge is UCF associate campaign chairman for the Women's and National Firms divisions.

The Women's division and the Professional division are the only two UCF sections to achieve their individual quotas thus far. Professional pledges now stand at \$21,182, or 100.9 per cent of the \$21,000 goal. Dr. Frank Bunker is chairman of the Professional division.

Despite the success of the two divisions, the overall UCF drive is still far short of its \$25,557 target. Total pledges are now \$487,127, or 92.6 per cent. This is an increase of only \$737 since last Thursday.

Robert W. Brooks, UCF campaign chairman, has said that the United Fund appeal will continue until the goal is reached. The formal campaign period was to have ended two weeks ago. He asks all volunteers to turn in pledges as soon as possible to the UCF office, 305 Lake boulevard, St. Joseph.

do the job himself. The commission allowed Lawrick two weeks to raze the garage after he appeared before the commission to complain that he had been unable to have two abandoned cars parked in front of the garage removed. The cars are in violation of city ordinance.

**WILL REMOVE CARS** Mayor Wilbert Smith promised him the city "would remove the cars tomorrow" so that he could get on with the razing of the structure.

Two owners were given postponements before decisions on whether structures owned by them would be razed.

The commission gave Constance Russell of 1628 Colfax, agent for a house at 497 Edwards avenue, one week in which to have building inspectors check her building and estimate the cost of bringing it up to standard.

Warren Mitchell, representing an estate with property at 567 Baird street, was given 90 days by the commission to bring a structure on that parcel up to standard.

Superintendent of buildings and inspections, Amil Burge, estimated to the commission

### \$25,000 PLEDGE?

## High Court To Hear Synagogue Dispute

The Michigan Supreme Court has agreed to hear an appeal by Morris Martin from a Berrien county circuit court ruling that he must help pay a \$25,000 family pledge made in 1959 for construction of the B'nai Shalom synagogue in Fairplain.

St. Joseph Atty. Tat Parish, counsel for Martin, said the court agreed in late September to hear the case and that a decision probably won't be reached until the summer of 1969.

Former Berrien Circuit Judge Philip Hadsell awarded \$25,000 to the synagogue from the Martin family in 1966 and it was upheld by the Michigan court of appeals last April.

Atty. Parish said there are several grounds for appeal: Religious law; that a trial requested in lower court was not granted; that cards naming sums for contribution were memoranda for the future and not binding legal pledges; and that the offer was withdrawn before the synagogue spent money or signed contracts for construction.

Judge Hadsell made his ruling in October 1966, three years after the new synagogue opened in Fairplain.

Martin's brothers, Irving and Jack, were named co-defendants in the original suit. Rulings on whether they must pay are pending the outcome of Morris Martin's appeal to the Supreme Court. The Michigan Supreme Court hears cases only of its own choosing.

It will cost the St. Joseph school system \$9,000 to \$14,500 extra to correct an unstable ground condition at the construction site of new additions to the high school.

Although the problem first cropped up 10 years ago when the high school was built—and cost \$25,000 extra to correct—it somehow escaped detection when the soil tests for the new additions were made.

The board of education decided last night it will somehow have to dig up the extra money to correct the problem and that

no part of the present construction program will be scrapped.

John Latin of the architectural firm of Trend and Associates said a check of all the areas where new building is scheduled is underway. If the search uncovers the worst possible conditions—muck and/or underground springs—the additional cost will be \$14,500.

This includes the \$5,050 already spent to replace the foundation on the new two-story classroom wing on the north side of the building.

A more realistic figure on the additional cost would be \$9,000, Latin said, but he asked the contractor, Pearson Construction Co. of Benton Harbor, for the top cost in case unstable ground was found. The foundation work is for a new physical education structure and an enlarged cafeteria and library.

**TIGHT BUDGET** Supt. Richard Ziehmer told Latin school finances are so tight there is no contingency

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ST. JOSEPH, MICH.,

TUESDAY, OCTOBER 29, 1968

## NEW LMC CAMPUS TO BE READY BY JUNE 1

Buchanan  
Gets Plans  
On SewageState Orders  
Disposal Plant  
Modifications

BUCHANAN —The Buchanan city commission last night received two more proposals from engineering firms to redesign the city's primary sewage disposal plant to make it meet state standards.

Present last night were engineers from the George C. Snyder and Associates engineering firm of Jackson and from the Clyde E. Williams and Associates firm of South Bend.

Their proposals dealt with the problems of removing phosphates from effluents of the waste treatment facilities demanded by the Michigan Water Resources Commission. The work must be completed by Dec. 19, 1972.

The first step will be a research study of the present plant and the correlation of information as to what is needed, cost estimates and financing of the project.

The study will take three months. The commission will study the proposals received last night and those presented earlier by Gove Engineers, Inc., of Kalamazoo and R.W. Petrie and Associates of Benton Harbor before any decision is reached.

## OTHER BUSINESS

In other business, an amendment to the city ordinance regulating the use of motor vehicles was introduced. The amendment will prohibit the parking of cars on any street or alley within the city between the hours of 2 and 6 a.m. on any day of the week. The amendment will be presented for adoption on Nov. 11.

No action was taken by the commission on a request from Mrs. Burdette King, owner of the Buchanan Grill, an all-night restaurant at 265 East Front street. Mrs. King requested the city to permit parking on the block her restaurant is located at all hours.

The commission accepted a low bid of \$14.20 per ton for the winter supply of rock salt for ice control submitted by Diamond Crystal Salt company at St. Clair, Mich.

The commission rejected the only bid submitted for the demolition of a frame building at 706 South Oak street, and instructed City Manager Robert Faulhaber to ask again for bids on the structure and for another building at 607 Main street.

## TRAFFIC ORDER

A traffic control order submitted by Chief of Police David Shibinski was approved by the commission. The order is for a no stopping or parking on the east side of Moravia street, to correct a situation which has become a nuisance, according to Shibinski.

The commission authorized payment of \$2,030 to Stanley Enterprises, Inc., for delivery of two dump truck bodies for the public works department.

George E. Burgoyne, Sr., code enforcement officer, reported the city has approximately 3,700 lineal feet of sidewalk that property owners have not repaired or replaced as ordered. He also reported that under the rat control program initiated in 1967, the problem is being controlled.

The commission approved for payment bills totaling \$7,268.17.

Car Plate  
Sales Will  
Be Delayed

Passenger auto license plates, white on cardinal red, will go on sale Friday, Nov. 15—not this Friday as in the past.

Motorists, some of them waiting months of the night, have annually lined up before the license bureau, at 505 Pleasant street, St. Joseph, on the day plates go on sale.

If anybody sets up a vigil Nov. 1 they will have a 14-day wait, Ken Higbee, manager of the bureau said.

License plates will be higher this year but will last longer, to the end of March, 1970.

The license bureau is open from 8:15 a.m. to 5 p.m. Monday through Friday, Higbee said.



JOHN C. CARY, JR.

Cary Gets  
Legal Post  
At Clark

BUCHANAN —John C. Cary, Jr., has been appointed an assistant counsel in the legal department of Clark Equipment Co., according to Richard McCormack, corporate vice president and general counsel.

In his new position, Cary's primary responsibility will be in international law. He joined Clark's legal department as a staff attorney in 1963 after leaving private practice in St. Johns, Mich. While in St. Johns, he served as prosecuting attorney for three years.

Cary holds bachelor and master degrees in business administration and a juris doctor degree from the University of Michigan.

He will remain at Clark's administrative headquarters in Buchanan and will continue to reside in Niles.

First Phase  
Put Back  
5 Months\$3 Million Bond  
Issue Approved For  
Phases II And III

A new tentative completion date of June 1 has been set by the contractor for finishing the three buildings under Phase I construction at the new Lake Michigan college campus.

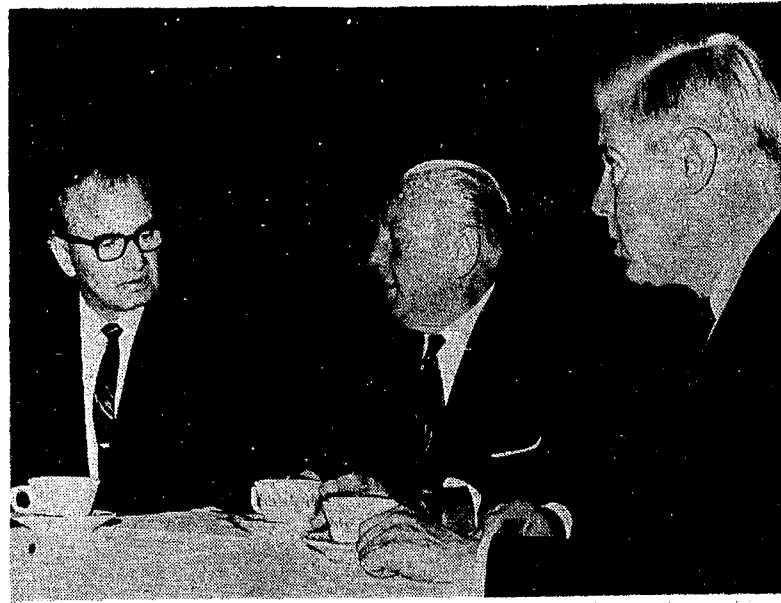
The board of trustees learned last night at their October meeting that the total Phase I job is almost exactly two-thirds done. The site development work is 98 per cent completed and the contractor is to be paid off in November, and the building construction work was reported as 61.5 per cent completed, as of Oct. 1.

S. Olaf Karlstrom, LMC vice president, said adverse weather last fall and winter plus strikes this year have set the original completion date of Jan. 1, 1969, back by five months to June 1.

NEW BOND ISSUE  
Last night the trustees approved the issuance of a second bond issue of \$3 million to meet the costs of Phases II and III of the building program.

Provided the Michigan Municipal Finance Commission gives expected approval of the bonds, the college officials could be ready to start the second building phase almost immediately after Phase I work is done around June 1. Phase II calls for a classroom-administration building that will cost an estimated \$4,719,700. Phase III provides for a technologies building at a cost of \$1,588,550.

Phase II financing calls for a \$750,000 federal grant, \$1,871,000 from the state, and \$2,098,700 from LMC bonds. The final phase envisions \$622,480 in federal assistance, \$400,500 from the state and \$565,570 from the



JUDGE CANDIDATES HERE: With Kent County Circuit Judge Stuart Hoffius (right) at hand, Michigan Supreme Court Justice Michael D. O'Hara (center) chats with freelance court reporter Robert Palach, a former Berrien circuit court reporter who met Justice O'Hara—then a private attorney—while reporting for the Michigan Public Service Commission in Lansing in 1951. Their chat followed a breakfast Monday in Benton Harbor. Justice O'Hara seeks reelection and Judge Hoffius seeks a state appeals court seat. Justice O'Hara also spoke before the Benton Harbor Kiwanis club at its noon meeting yesterday, held at the Vincent Hotel.

bond issue. The remaining \$335,000 from the bond issue would be used to complete various building and site features that had to be eliminated from the original Phase I contract to pare costs.

President James Lehman and Karlstrom both said they could not tell at this time if the \$3.7 million bond issue floated for Phase I work and the new \$3 million issue can be paid off from within the one-mill tax the college gets from county taxpayers.

Karlstrom said that at present valuation figures it would require six-tenths of a mill to pay the principal and interest. But he stated that sharp boosts

in the county valuation expected in the next few years could reduce the requirement to a half mill.

The state constitution gives the college the power to levy above the one mill tax approved by the voters several years ago if the one mill does not satisfy both operating needs and the bond payments.

For this year, the trustees abandoned the traditional 50-50 split of the one mill tax between operating and capital costs. The current budget calls for 66 percent of the mill to go for operating, leaving 34 percent for paying installments on the first \$3.7 million bond issue. Only through a sharp reversal of the operating share or a skyrocketing of valuation could the college meet the cost of the two bond issues without dipping into the taxpayers for more than one mill.

## BOND MARKET IMPROVING

President Lehman said the bond market appears to be improving, and Karlstrom indicated that new bond issue probably will be sold in February or March.

In other actions last night, the trustees:

- Approved an easement across part of the present campus in Benton Harbor to the City of Benton Harbor for a water line.

- Approved an easement on the new campus to Indiana & Michigan Electric Co. for power lines to bring electric service onto campus from Yore avenue.

- Heard a report on the annual meeting of the Michigan Association of Community College boards at Delta college, where LMC Board Chairman Robert Small completed his term as president of the state organization.

- Instructed Lehman to set up a meeting with the Berrien County Intermediate School board to discuss possible participation in the data processing program being developed by the intermediate district and other general matters.

At the suggestion of Trustee Harry Nye, President Lehman said he would begin inquiry at once on the possible uses and best management practices that should be employed in establishment and development of the 18-acre artificial lake that will be impounded on the new campus.

## LAKE TWP.

Instruction  
In Voting  
Machines Set

BRIDGMAN — Lake township clerk Norman Steller said today that due to the numerous requests and the many new voter registrations, he will hold an open house at the township hall to instruct voters on the use of voting machines.

Steller said the open house will be held on Wednesday and Thursday evenings between 7:30 and 9:30 p.m. each night. He said the voting machines have been set up and voters will have a chance to review the face of the machine and also to work the machine.

The clerk said 112 new registrations have been received in the township.

'Split Personality'  
Needed By JudgesSupreme Court Candidate  
O'Hara Talks HereBy ALAN AREND  
Staff Writer

Every judge in the United States has the right to form his own opinions concerning various political and civil matters, but it is his duty to keep these opinions from entering a decision he might render.

Speaking before members of the Benton Harbor Kiwanis club yesterday noon at the Vincent Hotel, in downtown Benton Harbor, Michigan Supreme Court Justice Michael O'Hara expressed this opinion in his speech entitled the "Judicial Dilemma."

Justice O'Hara also appeared at a breakfast meeting of the county Republican club, at the Downtowner cafeteria in Benton Harbor yesterday, together with Circuit Judge Stuart Hoffius of Grand Rapids, a candidate for judge of the Michigan Court of Appeals.

Justice Hoffius is running for a newly-created fourth judge's seat in District Three of the Appeals court. This district includes Berrien county as well as 65 other counties in western and northern Michigan and all of the Upper Peninsula.

"The composite of a judge's views on all concepts of American life are a composite of his heredity, education and environment," Justice O'Hara told the Kiwanians at noon.

## 'NO LATITUDE'

"On the bench however, in the discharge of his judicial duties, he has no latitude. He is a member of one of three co-equal branches of government, sworn by his judicial oath to administer justice under law."

Justice O'Hara, a Republican incumbent who is running for reelection to the Michigan Supreme Court, stated that the conflict within himself is the temptation to equate the background of one convicted with the question of legal guilt or innocence.

As a case in point, Justice O'Hara stated that the discrimination against the Negro in American society since our inception as a nation has been scandalous.

"Is it any wonder that in general terms as a race he has hatreds as deep as the sea's greatest depth," Justice O'Hara said.

Justice O'Hara firmly believes that a massive Marshall plan type counter measures are needed now to begin the Negro's rebirth.

"This I am entitled to advocate publicly and privately. Other citizens of like view have taken to the streets in protest and dissent in support of the Negro's cause."

"But when protest and dissent turn to riot and pillage I am

obligated under the same judicial oath bound to protect the rights of society by the judicial process of punishment, by removal from society, by fine or both."

"I will protect every right guaranteed by law to the dissident, but I cannot disregard the law in his behalf," Justice O'Hara stated.

Turning to the subject of the war in Vietnam, Justice O'Hara told his listeners, "If I must wear a label in the raging controversy over Vietnam, I am a dove."

"I anguish over the involvement of my country in a war that to me is ideologically indefensible and logistically unwinable, I would stop attritional bombing without any concession by Hanoi."

Justice O'Hara explained however that his opinion does not entitle him to absolve the dissenter who violates laws which are constitutional, however repugnant to himself personally.

## EAU CLAIRE

Halloween  
Events Set  
By Firemen

EAU CLAIRE — The Eau Claire volunteer fire department will sponsor the annual Halloween parade and party for Eau Claire area children Thursday evening beginning at 7 p.m.

A costume parade will begin the evening's activities and cash prizes will be awarded in various categories. Following the judging, treats will be served at the fire station.

## Seeks New Title

EAST LANSING (AP)—Michigan State University homecoming queen Nancy Landis, a Hudson, Ohio, Sophomore, will compete for the Big Ten queen title Nov. 8 at Minneapolis. Winning the title would allow Miss Landis to compete in the National Collegiate Athletic Association queen contest, which includes a \$1,000 scholarship as top prize.

Parochial Aid Opposed  
By Bridgman Board

BRIDGMAN — On a motion by trustee Fred C. Reed, the Bridgman board of education last night went on record "to staunchly oppose any action of the state legislature which would result in the distribution of public monies to parochial and private schools."

Supt. Gerard Keidel told board members he had been informed by state legislators

that study committees had been appointed following the defeat last year of a bill to provide state aid to parochial and private schools.

Keidel also said that in meeting with state legislators recently, school administrators were told pressure would be brought on the legislators to pass a similar measure during the coming session of the legislature.

## DISCUSSION OF ISSUE

In the discussion preceding the passage of the Bridgman Board's resolution, Supt. Keidel said passage of the bill to aid parochial and private schools would sound the death note for public schools.

Keidel went on to elaborate that when parochial and private schools accept such aid it would greatly limit their freedom. He said, "you know when this type of money is received there are always strings attached."

Reed, who retired several years ago as Bridgman School Superintendent, said if this aid to parochial and private schools is passed, private schools could spring up at the drop of a hat and anyone could start one.

Board secretary Robert Roth said that parochial school officials have been saying that they are at the point of closing their doors. He asked Supt. Keidel, "Which do you want, the aid to parochial and private schools or their kids, as you would have to take them if they close their doors?"

Keidel answered, "I'll take the kids, because they have to do something with their buildings and then we would receive state aid for the students."

The resolution will be forwarded to state legislators and other interested parties.

## OTHER BUSINESS

In other business the board granted a teacher release request to Mrs. Janet Essig, business education teacher at the conclusion of the current semester. Keidel said she plans to enroll at Western Michigan university for further study. She is teaching on a part time basis and, he said, the other teacher in the department would be able to accept a full time position.

The board accepted on conignment two new gas ranges from the gas company at no cost to the district. These ranges will be replaced every two years, according to Keidel.

The board instructed the superintendent to sell the two old stoves owned by the school district to the highest bidder. Bids will be accepted at the school office.

Keidel told the board that the district had been reimbursed \$2,022.30 for driver education amounting to about 90 per cent or approximately \$27 per student.

Another resolution was passed by the board commending the Bridgman high school marching band for their fine performance this fall and for receiving a number one rating in the Southwestern Marching Band festival.

Bills totaling \$6,799.39 were approved for payment.

Biologist  
Studying  
Dead Seal

The dead seal that washed ashore at St. Joseph Saturday is definitely an unnatural creature for Lake Michigan, said Bill Bartels, a biologist at State Conservation department district headquarters in Plainwell.

"There is no way it could have got into the Great Lakes naturally," Bartels speculated it might be a pet that swam away from a boat passing through Lake Michigan or could belong to some Michigan family with a taste for exotic sea animals.

The animal, which caused a minor mystery when it was discovered off Ridgeway street, was identified as a species known as the common hair seal. Bartels said it belongs in west coast waters.

The St. Joseph specimen belongs to the sea lion family but not of the species that grows tusks and whiskers.

The dead seal was a 40-pound youngster. "It was in good condition and there were no wounds or any apparent cause of death. We are still studying it. It is similar to the common seals you see in marinelands," St. Joseph police turned the seal over to the Conservation department.

Enters Plea  
Of Guilty  
In AssaultCase Dates Back  
To July, 1966

Two and a half years after the alleged offense, a 23-year-old Three Oaks man pleaded guilty to twin charges of assault with a dangerous weapon in the July 25, 1966, clubbing of two young teenage girls at Grand Beach.

John Richard Helbig, Jr., also stood mute before Judge Chester J. Byrns, who entered innocent pleas to two charges of assault with intent to do great bodily harm from the same circumstances.

Helbig was arrested in August, 1966, and subsequently underwent delays for pre-trial motions, preliminary examinations, psychiatric examinations, a sanity hearing, an examination at the Center for Forensic Psychiatry at Ionia, and several months in state hospitals.

One of the alleged victims, Kimberly Ann Warren, formerly of Ann Arbor, received five stitches in the forehead. Her companion, Susan Sladek, formerly of Flossmoor, Ill., received 43 stitches in the head.

Berrien Prosecutor John Hammond said one of the girls now lives in New York and the other in California.

Helbig was continued free on \$3,000 bond until sentencing.

Bangor Council Eyes  
Fluoridation Of Water

BANGOR — The city council agreed last night to undertake a long-range program of informing city residents on the pros and cons of fluoridating the water supply as a means of retarding tooth decay.

Councilmen talked of a vote on fluoridation next April but dropped that on the advice of a State Health department official, Howard Meheaffery, who said it takes about a dozen years to educate people to vote for fluoridation of water.

Meheaffery and three dentists explained and spoke in favor of fluoridation at the council meeting last night. Only a few residents turned out to participate in the scheduled discussion.

Meheaffery and Dr. Renald Kulis, director of the oral hygiene division of the Tri-county Associated Health departments, explained the fluoridation of water to hold down tooth decay. Under a new state law, cities have five years in which to order fluoridation, put it to a vote of the people or pass an ordinance prohibiting fluoridation.

## BACKED BY DENTISTS

Supporting fluoridation were two Bangor dentists, Dr. Gunter Koch and Dr. Gordon LaVanway. Asked by one in the audience why dentists favor fluoridation if it cuts down on tooth decay, the two said they

favor it as a public health measure. Dentists have much more dental work than they can

do because of the ever-growing population.

Dr. Koch said of 37 municipal water supplies in southwestern Michigan, 16 are treated with fluoride. Of the 16, he said, 10 were fluoridated by council action alone and the remainder by a vote of the people.

A note of dissent came from E.V. Godlew who said he had been asked to represent the Taxpayers association. Godlew said the group said it is satisfied with Bangor's water supply and do not want it fluoridated.

## COST OF PROGRAM

Asked about cost, Meheaffery said it would cost \$400 to \$750 per well to start the fluoride program. Bangor has four water wells.

In other business, the council asked the city attorney to draw up an ordinance governing the paying of parking violation tickets under the new district court system which will replace justice of the peace courts next Jan. 1.

Councilmen also agreed to have enforced the ban on street parking between midnight and 7 a.m. because of the approaching snow removal season.

Mothers of World War II were given permission to sell poinsettias Nov. 8 and 9 in Bangor.

Bills totaling \$2,954.08 from the general fund were approved.

## Math Competition

EAST LANSING (AP)—Some 25,000 state high school students are expected to enter the Michigan mathematics prize competition Nov. 20 at Michigan State University. Winners will take a second test and the top 35 will receive scholarships to the college of their choice.